

CLEAN WATER ACT2-102. Uniform National Discharge Standards - Establishment of a No-Discharge
Zone by EPA Prohibition

1. **AUTHORITY.** Pursuant to Section 312(n)(7)(B) of the Clean Water Act, upon application of a state requesting EPA to establish a no-discharge zone for a discharge incidental to the normal operation of an armed forces vessel, the authority:
 - a. To determine that the protection and enhancement of the quality of the specified waters within the state require a prohibition of the discharge into the waters.
 - b. To determine that adequate facilities for the safe and sanitary removal of the discharge are reasonably available for the waters to which the prohibition would apply.
 - c. To determine that the prohibition will not have the effect of discriminating against a vessel of the armed forces by reason of the ownership or operation by the federal government, or the military function, of the vessel.
 - d. To undertake rulemaking to prohibit this discharge by regulation.
2. **TO WHOM DELEGATED.** Director, Water Division.
3. **LIMITATIONS.** None.
4. **REDELEGATION AUTHORITY.**
 - a. These authorities may not be redelegated.
 - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **ADDITIONAL REFERENCES.** 40 C.F.R. Part 1700 - Uniform National Discharge Standards for Vessels of the Armed Forces.



Debra H. Thomas
Acting Regional Administrator

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Date